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UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

STEVEN A. KEGEL,

Plaintiff,

v.

BROWN & WILLIAMSON TOBACCO CORPORATION; BROWN & WILLIAMSON TOBACCO CORPORATION SHORT-TERM DISABILITY PLAN FOR SALARIED EMPLOYEES; BROWN & WILLIAMSON TOBACCO CORPORATION WELFARE AND FRINGE BENEFIT PLAN; R.J. REYNOLDS TOBACCO CO.; BROWN & WILLIAMSON TOBACCO CORPORATION/REYNOLDS AMERICAN, INC. SPECIAL SEVERANCE BENEFITS; *et al.*,

Defendants.

Case No. 3:06-cv-0093-LRH (VPC)

**STIPULATION TO EXTEND
TIME FOR DEFENDANT TO
REPLY IN SUPPORT
OF MOTION TO AMEND
SEPTEMBER 25, 2009 ORDER
TO INCLUDE STATEMENT
PREScribed BY 28 USCA 1292(b)
AND ORDER**

Plaintiff Steven Kegel and Defendant R.J. Reynolds Tobacco Company, for itself and as successor in interest to Brown & Williamson Tobacco Corporation, stipulate and agree that

1 defendant may have until December 23, 2009, within which to reply in support of its Motion to
2 Amend September 25, 2009 Order to Include Statement Prescribed by 28 USCA 1292(b). The reply
3 is presently due on December 9, 2009. This is the first request for extension with respect to the
4 reply regarding the motion to amend. This extension is requested to accommodate the calendar of
5 Reynolds' counsel and not for purposes of delay. All other defendants have been dismissed from
6 this case.

7 DATED this 2nd day of December, 2009.

8 ROSE LAW OFFICE

MORRIS PETERSON

9
10 By /s/
11 Sean P. Rose
12 Attorney for Plaintiff

By /s/
Suellen Fulstone
Attorneys for R.J. Reynolds

13 **ORDER**

14 **IT IS SO ORDERED.**

15 DATED this 4th day of December, 2009.



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18 LARRY R. HICKS
19 UNITED STATES DISTRICT JUDGE
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